

REMARKS

Claims 10-15 and 45-54 are pending in this application. Claim 10, 49 and 51 have been amended and claims 11-13 and 52-53 have been canceled without prejudice by the present Amendment. Amended claims 10, 49 and 51 do not introduce any new subject matter.

AMENDMENT TO CORRECT TYPOGRAPHICAL ERROR

Claim 49 has been amended to correct a typographical error to replace "drain" with "source" in the noted locations. No new matter is added by the amendment.

ALLOWABLE SUBJECT MATTER

Applicants gratefully acknowledge the Examiner's indication that claims 45-50 are allowed and that 12 and 53 would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Reconsideration is respectfully requested of the Examiner's objection to claims 12 and 53 as being dependent upon a rejected base claim. In response to the Examiner's objection, Applicants have rewritten independent claims 10 and 51 to incorporate the allowable subject matter of claims 12 and 53, respectively, and intervening claims 11 and 52.

Therefore, Applicants respectfully submit that, in light of the amendments made to independent claims 10 and 51, claims 12 and 53 are no longer dependent upon rejected base claims. Accordingly, Applicants respectfully request that the Examiner withdraw the objection to same.

REJECTIONS UNDER 35 U.S.C. § 102

"A claim is anticipated only if each and every element as set forth in the claim is

found, either expressly or inherently described, in a single prior art reference.” Verdegaal Bros. v. Union Oil Co. of California, 814 F.2d 628, 631, 2 U.S.P.Q.2d 1051, 1053 (Fed. Cir. 1987). “The identical invention must be shown in as complete detail as is contained in the . . . claim.” Richardson v. Suzuki Motor Co., 868 F.2d 1226, 1236, 9 U.S.P.Q.2d 1913, 1920 (Fed. Cir. 1989); M.P.E.P. § 2131.

Reconsideration is respectfully requested of the rejection of claims 10, 11, 13, 15, 51, 52 and 54 under 35 U.S.C. § 102(e) as being anticipated by U.S. Patent No. 6,081,308 (“Jeong”).

Reconsideration is also respectfully requested of the rejection of claims 10, 11, 13, 14, 15, 51, 52 and 54 under 35 U.S.C. § 102(e) as being anticipated by U.S. Patent No. 6,278,502 (“Colgan”).

Applicants have amended claim 10 to incorporate the allowable subject matter of claim 12 and of intervening claim 11, and have canceled claims 11-13. Accordingly Applicants respectfully submit that for at least the reason of the amendment to claim 10, claim 10 and claims 14-15 dependent thereon are not anticipated by Jeong or Colgan, and are in condition for allowance.

Applicants have amended claim 51 to incorporate the allowable subject matter of claim 53 and of intervening claim 52, and have canceled claims 52-53. Accordingly Applicants respectfully submit that for at least the reason of the amendment to claim 51, claim 51 and claim 54 dependent thereon are not anticipated by Jeong or Colgan, and are in condition for allowance.

As such, Applicant respectfully requests that the Examiner withdraw the rejections of claims 10, 11, 13, 14, 15, 51, 52 and 54 under 35 U.S.C. § 102(e) and that

claims 10, 14, 15, 51 and 54 are in condition for allowance, claims 11-13 and 52-53 having been canceled.

An early and favorable reconsideration is earnestly solicited. If the Examiner has any further questions or comments, the Examiner may telephone Applicants' Attorney to reach a prompt disposition of this application.

Respectfully submitted,



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